



Atty. Dkt. No. 040679-1315

AF/3748

⊕

RFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takao KAWASAKI et al.
Title: INTERNAL EGR QUANTITY ESTIMATION, CYLINDER
INTAKE AIR QUANTITY CALCULATION, VALVE TIMING
CONTROL, AND IGNITION TIMING CONTROL
Appl. No.: 09/912,388
Filing Date: July 26, 2001
Examiner: J. Corrigan
Art Unit: 3748

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated January 15, 2004, finally rejecting Claims 20, 34, 37-38, 40-41, 43-46, 48-50, 52 and 54-56.

- ☐ Applicant claims small entity status.
- ☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:
- ☒ Notice of Appeal Fee
- ☒ To be paid as detailed below
- ☐ Not required (Fee paid in prior appeal)

07/16/2004 SDIRETA1 00000033 0391E368

01 FC:1401 *
02 FC:1253

330.00 GP
330.00 GP

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$330.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$950.00
<input type="checkbox"/>	Extension:	\$420.00
	FEE TOTAL:	\$860.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$860.00

☐ Please charge Deposit Account No. 19-0741 in the amount of \$0.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$860.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date July 15, 2004

FOLEY & LARDNER LLP
 Washington Harbour
 3000 K Street, N.W., Suite 500
 Washington, D.C. 20007-5143
 Telephone: (202) 672-5414
 Facsimile: (202) 672-5399

By Thomas G. Bilodeau

Richard L. Schwaab
 Attorney for Applicant
 Registration No. 25,479

Thomas G. Bilodeau
 Attorney for Applicant
 Registration No. 43,438